

SOLICITATION AMENDMENT

ARIZONA

DEPARTMENT OF CORRECTIONS
1601 W. JEFFERSON, MAIL CODE 55302
PROCUREMENT SERVICES
PHOENIX, ARIZONA 85007

SOLICITATION NO. 110054DC

AMENDMENT NO. 3

CONTACT: Karen D. Ingram

SOLICITATION DUE DATE: February 24, 2011

SIGNED COPY OF THIS AMENDMENT MUST BE RETURNED WITH YOUR BID SOLICITATION.

THIS SOLICITATION IS AMENDED AS FOLLOWS:

RFP NO. 110054DC – 5000 Minimum/Medium Security Prison Beds

The Due Date shall remain February 24, 2011, 3:00 P.M. M.S.T.

The following information is hereby amended:

CHANGES, ADDITIONS, OR DELETIONS IN REQUIREMENTS THAT WILL FORMALLY CHANGE THE SOLICITATION REQUIREMENTS WILL BE SHOWN AT THE BEGINNING OF THIS AMENDMENT.

AMEND TO CHANGE

Attachment 11, Required Reporting, is hereby replaced in its entirety with Attachment 11A, by **deleting** the *Employee/Staff Background Investigation* reporting requirement. See pages 174-178 attached.

AMEND TO ADD

Within Attachment 13, for the Selection site Survey for Lewis, the following is being provided as additional information in which the offeror shall take into consideration for utilizing the state-owned land at Lewis.

The Aquifer Protection Permit (APP) for the Lewis Complex Waste Water Treatment plant has recently been submitted to ADEQ for a reduction from the currently permitted daily allowed discharge of 770,000 gallons to 460,000 gallons per day of discharge. While the new APP limits have not been yet approved by ADEQ they are expected to be approved in the near future. Once approved by ADEQ the new APP limits will not allow for any additional capacity for inmates from a private prison constructed at the Lewis Complex to utilize the existing waste water facilities, therefore any development of prison units at the Lewis Complex will require expansion of the existing waste water treatment plant or construction of a stand alone waste water treatment plant to serve the needs of a new prison unit at the sole cost of the private operator developing new prison units.

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The following questions have been submitted by vendors in which the Department is providing the following responses.

1. Section 2.3.6.2 of the Scope of Work: This section notes the contractor will be responsible for all costs related to the portion of use of the services in connection with the facility size and number of inmates. For each of the four sites offered by the state in section 2.3.2, how much per unit cost for the following utility services will the state charge the contractor?
 - a. Water – Per Gallon cost
 - b. Sewer – Per Gallon cost
 - c. Electricity – Per KWH cost
 - d. Gas – Per Therm cost

ADC Answer: Average cost of each site currently paid by the state.

Florence-	Electric	10 cents per kWh
	Gas	\$1.23 per Therm
	Water	\$0.125 per inmate per day
	Sewer	Per inmate, per day \$0.437 (Town of Florence)

Lewis-	Electric	8 cents per kWh
	Gas	\$1.13 per Therm
	Water	\$0.125 per inmate per day
	Sewer	Per inmate, per day, \$0.352

ASPC-Lewis operates its own waste water treatment plant that is at maximum capacity at this time. Any private prison operation utilizing property at Lewis would be required to provide their own waste water facilities or increase the capacity of the current facility at their sole cost. If the existing waste water plant is expanded the cost per inmate per day for the private operator to utilize the existing waste water plant will be \$.352

Perryville-	Electric	9 cents per kWh
	Gas	\$1.25 per Therm
	Water	\$1.93 per T-gal
	Sewer	Per inmate, per day \$0.232 (City of Goodyear)

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Yuma-	Electric	9 cents per kWh
	Gas	\$1.19 per Therm
	Water	\$0.125 per inmate per day
	Sewer	Per inmate, per day \$0.352

ASPC - Yuma operates its own waste water treatment plant, there is capacity for an additional 500 inmates to utilize the current plant, any private prison operation utilizing property at Yuma would be required to provide their own waste water facility or expand the current facility at their sole cost including all engineering and construction. The cost per inmate per day to utilize the existing waste water facility will be \$.352.

2. Section 2.3.5 of the Scope of Work: This section states that the offeror will be responsible for any regulatory fees that may be assessed for the (state owned) land. Will the offeror be responsible for any real estate, property or other taxes associated with the land?

ADC Answer: Yes, however ADC does not expect any real estate property or other taxes on State land.

3. Section 2.13.1.2 of the Scope of Work: this section states that requirement of "systems and hardware" for electronic medical records and Tele-medicine. Please confirm that this requirement relates only to the data communications availability and not to actual electronic medical records and/or Tele-medicine equipment.

ADC Answer: This requirement relates not only to data communications availability, but does include actual electronic medical records and telemedicine equipment.

4. Section 2.13.14. of the Scope of Work: This section requires the contractor to utilize the state's commissary contract.

Can commissary personnel be funded from commissary income?

ADC Answer: Yes, in accordance with Department Order 303.

Or will commissary personnel be funded under the state's commissary contract?

ADC Answer: No, Commissary personnel from a private vendor will not be funded through state's commissary contract.

5. Section 2.14.6.5 of the Scope of Work: This section state that "Upon the Department of Corrections conversion to an automated or electronic Medical Files System, the Contract Facility Operator shall convert to the same electronic system at no cost to the Department of corrections." Will the Department of Corrections supply the unique electronic Medical files system unique hardware/software/licensing to the operator at no cost?

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ADC Answer: No, it will be the cost of the vendor.

6. Attachment 9 of the Request of Proposal (RFP) includes the report "Participation in State Procurement Transactions by Small Businesses and Small Businesses Owned by Women and Minorities." Paragraph 3 and Section B of the sample report request information for the most recent 12 months. What contracts(s) should the contractor report on for this historical information? Should this report cover small business utilization for all company contracts in the most recent 12 month period?

ADC Answer: This would be the responsibility of the vendor to determine

7. The Fee Schedule Attachment included with the RFP contain line item 14.0 Performance and Payment Bond Fee. The Budget Narrative Attachment also included does not have a corresponding line item for Performance and Payment Bond Fee. Should offerors add this line time to the Budget Narrative to provide a corresponding reference between documents?

ADC Answer: Yes

ALL OTHER PROVISIONS OF THE SOLICITATION SHALL REMAIN IN THEIR ENTIRETY

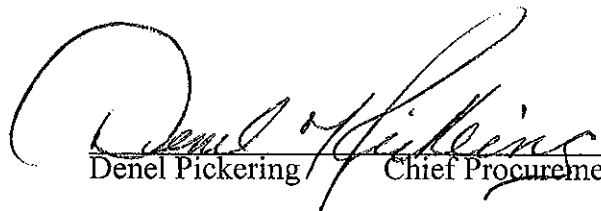
Vendor hereby acknowledges receipt and understanding of above amendment.

The above referenced Solicitation Amendment
Is hereby executed this 3rd day of February,
2011 at Phoenix, Arizona.

Signature _____ Date _____

Typed Name and Title _____

Name of Company _____


Denel Pickering Chief Procurement Officer

REQUIRED REPORTING

Name	Description Reports shall be submitted in a format required by the Department	Frequency Reporting Period	Due Date Monthly due date is for the month following the reporting period	Automatic Monetary Offsets assessed for each day past the due date Formula: Total Inmate Population (on the report due date) of Prison Facility x Per Diem Rate x ____% = Monetary Offset
Armory Report	Inventory of all weapons and munitions during reporting period	Monthly	5 th of Month	0.5%
Community Betterment Report	Report describing community betterment fundraising events during reporting period	Monthly	5 th of Month	0.5%
DO 703 Inspection/Tour Reports (vendor staff)	Security/facility inspection reports, as required by Department Order 703	Monthly	10 workdays after inspection	0.5%
Inmate Work Contract Report	Report describing specified inmate work contract data, which may include WIPP, IGA, ADOT, WLFC, ACI, Voc, Cleansweep, other special work projects	Monthly	5 th of Month	0.5%
Key Control/ Inventory Report	Inventory of all keys/locking systems	Monthly	5 th of Month	0.5%
Kitchen Inspection Report	Health inspection report on kitchen, as performed by outside jurisdiction	Annually	Upon Receipt	0.5%
Monthly Statistical Report (All sections except grievances)	Inmate employment, religious services, significant incidents, and substance abuse data logged during reporting period The Contract Facility Operator shall submit a Monthly Statistical Report (MSR) in a format prescribed by the Department of Corrections. The MSR shall be submitted to the Department of Corrections Contract Monitor, or designee, in electronic format.	Monthly	5 th of Month, or as requested by the Department of Corrections	0.5%
Annual Fire Inspection	Jurisdictional Inspection and Contracted Inspection of Fire Detection and Suppression System	Annually	Upon Receipt	0.5%

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Annual In-Service Training Plan	Report detailing annual in-service training to all staff, to include subcontractors, their employees, agents or representatives. Training shall meet the requirements of the Department of Corrections Annual Training Plan.	Annually	July 15	0.5%
Capacity Report	Inmate programs/programming occurring by program inclusive of enrollment capacity and number of inmates enrolled.	Monthly	5 th of Month	0.5%
Facility Security System Proof of Annual Recertification	All prison security systems shall be annually recertified and evidence of annual recertification of all security systems shall be submitted to the Department of Corrections.	Annually	Within 10 days of receipt.	1.0%
Information Reports/ Significant Incident Reports	Reportable occurrence in accordance with Department Order 105.	Daily	11:00 AM Same Day	1.0%
Monthly Internal Monitoring Report	The required Internal Monitoring Program shall include documenting noted deficiencies and requiring timely corrective action to ensure service requirements specified by this contract are met. Documentation generated as a result of internal monitoring evidencing completion of monitoring activities and their results shall be provided to on Department of Corrections Monitoring staff.	Monthly	5 th of Month	1.0%
Restorative Justice Report	Report describing restorative justice fundraising events during reporting period	Monthly	5 th of Month	0.5%

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Security Device Deficiency Report	Report of all security devices noted during reporting period	Monthly	5 th of Month	0.5%
Staffing Report	Report on filled and unfilled positions at the facility	Monthly	5 th of Month	0.5%
Subcontracted Security Device Maintenance Report(s)	In addition to the Facility Security System Proof of Annual Recertification, any report, contract, evaluation, service agreement, inspection report or documentation regarding subcontracted security device maintenance	Upon Occurrence	Within 10 days of receipt.	1.0%
Tool Control/ Inventory Report	Inventory of all tools, to include kitchen and medical	Monthly	5 th of Month	0.5%
Training Report	Report on staff training, classes offered, participants identified	Monthly	5 th of Month	0.5%
Health Needs Requests (HNR) Appointment Report	Report on appointments resulting from inmate HNRs submitted.	Monthly	5 th of Month	0.5%
Health Services Staffing Report	Complex correctional health services staffing patterns and vacancy rate	Quarterly Jan.-March April-June July- Sept. Oct.- Dec.	April 15 July 15 Oct. 15 Jan. 15	0.5%
Hospitalization Census Report	Daily status reports on inmates in hospitals and/or nursing homes and/or hospice, admission and discharge diagnosis (DRG or other common code).	Daily	3:00 PM Same Day	1.0%
Infectious Disease Report	Number of inmates with Infectious diseases, including AIDS, Cylamydia, Gonorrhea, HIV, Hepatitis A, B, C, Positive PPD, Syphilis	Quarterly Jan.-March April-June July- Sept. Oct.- Dec.	April 15 July 15 Oct. 15 Jan. 15	0.5%

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Inmate Wait Times Report	Report on the wait times for inmates at each Unit to be seen by medical, nursing, dental, and mental health	Monthly	5th of Month	0.5%
Mortality Review Reports	Mortality Review Case Abstract and Cover Sheet. If the incident resulted in initiation of the Incident Management System, a Health Services IMS Critique Form shall be completed with the Mortality Review – Case Abstract and Cover Sheet form.	Per Incident	Per Department Order 1105.03	5.0%
Pharmacy Services Statistical Report	Number of inmates served, scripts written and filled, number of inmates receiving psychotropic medications	Monthly	5th of Month	0.5%
Quality Improvement Committee Quarterly Report	The Quality Improvement Committee shall provide a quarterly report to the Health Services Regional Health Administrator	Quarterly Jan.-March April-June July- Sept. Oct.- Dec.	April 15 July 15 Oct. 15 Jan. 15	0.5%
Annual Audited Corporation Financial Statements	Two copies of Financial Statements prepared and audited by an independent, licensed CPA according to generally accepted accounting principles (GAAP). Financial Statements shall include a balance sheet, income statement, cash flow statement, and accompanying accountant's notes.	Annual	Date specified in the Contractor's response to the request for proposal	1.0%
Annual Audited Financial Statements Specific to the Contract	Two copies of Financial Statements prepared and audited by an independent, licensed CPA according to generally accepted accounting principles (GAAP). Financial Statements shall include a balance sheet, income statement, cash flow statement, and accompanying accountant's notes.	Annual	Date specified in the Contractor's response to the request for proposal	1.0%

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Additional Financial Data	The Department shall have the right to request additional financial data in order to obtain information deemed necessary. Type(s) of financial data required shall be noted in the Department written request for information.	As requested	Time-frames for submittal shall be noted in the written request for information.	0.5%
Information Required per A.R.S. §41-1609.01, L	In accordance with A.R.S. §41-1609.01, L and upon receipt of the first inmate by the Contract Facility Operator, the Department of Corrections shall direct the gathering of information related to the performance of the Contract Facility Operator in order to conduct a cost comparison of executed privatization contracts once every five years for each contract.	As requested	Time-frames for submittal shall be noted in the written request for information.	0.5%
Ad Hoc Reports	Information pertaining to contract compliance or other reports or information that may be required to respond to grievances, inquires, complaints and other questions raised by inmates or other parties.	Per Request	Within 72 hours of receipt of request	0.5%